

Serial No. 10/005,757

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JAN 29 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:) Art Unit: 3722
 Joseph D. Franko, Sr.)
 Serial No.: 10 / 005,757) Examiner: Monica Smith Carter
 Filed: November 02, 2001) Atty. Docket No.: QAL-30
 For: EXTENDED TEXT LABEL FOR A)
 TUBE CONTAINER AND METHOD)
 OF MANUFACTURE THEREOF)

OFFICIAL

H/21/B
 2/9/04 P
 R/11/04
 R/11/04

AMENDMENT UNDER 37 C.F.R. §1.114

Mail Stop RCE
 Honorable Commissioner for Patents
 Post Office Box 1450
 Alexandria, Virginia 22313-1450
 (VIA FACSIMILE TRANSMISSION ONLY)

Your Honor:

This Amendment is submitted in response to a FINAL Office Action herein, mailed on 07/29/2003 and carrying a shortened statutory period for reply of three months, or 10/29/2003. Accordingly, a PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a), a Request for Continued Examination (RCE) Transmittal, and a Credit Card Payment Form (for payment of the RCE and extension for response within third month small entity fees) accompany this Amendment.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 herein.

Remarks begin on page 4 herein.